

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

HEATHER RENEE  
HAACK,

Plaintiff,

Case No. 16-cv-14304

v.

Paul D. Borman  
United States District Judge

COMMISSIONER OF  
SOCIAL SECURITY,

Anthony P. Patti  
United States Magistrate Judge

Defendant.

\_\_\_\_\_ /

ORDER (1) ADOPTING MAGISTRATE JUDGE PATTI'S MAY 22, 2017  
REPORT AND RECOMMENDATION, AND (2) DISMISSING DEFENDANT  
HEALTH AND HUMAN SERVICES WITHOUT PREJUDICE

On May 22, 2017, Magistrate Judge Anthony P. Patti issued a Report and Recommendation to dismiss Plaintiff's claims against Defendant Secretary of Health and Human Services for failure to serve a summons on this Defendant within the time period required under Federal Rule of Civil Procedure 4(m).

Having reviewed the Report and Recommendation, and there being no timely objections from any party under 28 U.S.C. § 636(b)(1) and E.D. Mich L. R. 72.1(d), the Court DISMISSES Defendant Secretary of Health and Human Services

WITHOUT PREJUDICE.

IT IS SO ORDERED.

s/Paul D. Borman

PAUL D. BORMAN

UNITED STATES DISTRICT JUDGE

Dated: June 14, 2017

### CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney or party of record herein by electronic means or first class U.S. mail on June 14, 2017.

s/Deborah Tofil

Case Manager